


# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	21390
First Inventor or Application Identifier	Emini, Emilio A. et al.
Title	ADENOVIRUS SEROTYPE 34 VECTORS, NUCLEIC ACIDS AND VIRUS PRODUCED THEREBY
Express Mail Label No.	EV323152784US

<b>APPLICATION ELEMENTS</b> <i>See MPEP chapter 600 concerning utility patent application contents.</i>	<b>Mail Stop Patent Application</b> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, and a duplicate for fee processing)	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)				
2. <input checked="" type="checkbox"/> Specification [ Total Pages 26 ]	a. <input type="checkbox"/> Computer Readable Form (CRF)				
3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [ Total Sheets 76 ]	b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper				
4. Oath or Declaration	c. <input type="checkbox"/> Statements verifying identity of above copies				
a. <input checked="" type="checkbox"/> Newly executed (original or copy) <b>Unsigned</b>	<b>ACCOMPANYING APPLICATION PARTS</b>				
b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 14 completed)	7. <input type="checkbox"/> Assignment papers (cover sheet & document(s))				
i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b>  Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b).	8. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney				
5. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	9. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations				
	10. <input type="checkbox"/> Preliminary Amendment				
	11. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)				
	12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)				
	13. <input checked="" type="checkbox"/> Other: Transmittal 37 C.F.R. 1.53(b)				
14. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No. ____ / ____ Prior application information: Examine: _____ Group/Art Unit: _____ For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.					
<b>15. CORRESPONDENCE ADDRESS</b>					
<input checked="" type="checkbox"/> Customer Number <b>Customer No. 000210</b>					
NAME	Anna L. Cocuzzo				
ADDRESS	Merck & Co., Inc., P. O. Box 2000 - Patent Dept., RY60-30				
CITY	Rahway	STATE	NJ	ZIP CODE	07065-0907
COUNTRY	USA	TELEPHONE	732-594-1273	FAX	732-594-4720

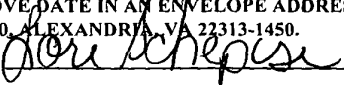
Name	Anna L. Cocuzzo	Registration No. (Attorney/Agent)	42,452
Signature		Date	8/21/2003

**EXPRESS MAIL CERTIFICATE**

DATE OF DEPOSIT August 21, 2003

EXPRESS MAIL NO. EV323152784US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

MAILED BY  DATE August 21, 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Deposit Acct. 13-2755  
MERCK & CO., INC.  
Our Case Docket No. 21390

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is the patent application of Inventor(s):  
Emilio A. Emini; John W. Shiver; Andrew J. Bett; Danilo R. Casimiro; David C. Kaslow; Michael Chastain

For: ADENOVIRUS SEROTYPE 34 VECTORS, NUCLEIC ACIDS AND VIRUS PRODUCED THEREBY

For	Number Filed	Number Extra	Rate	Basic Fee \$750
Total Claims	36 - 20 =	16 X	\$18	= \$288
Independent Claims	3 - 3 =	0 X	\$84	= \$0
Multiple Dependent Claims*			\$280	=
* Add this fee if application contains any multiple dependent claims, regardless of number.		TOTAL FILING FEE →		\$1,038

Please charge my Deposit Account No. 13-2755 in the amount of \$ 1,038 . The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 13-2755. Duplicate copy of this sheet is enclosed.

☒ Under the provisions of 37 C.F.R. §1.53, this application is being filed without the declaration of each inventor.

## EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT August 21, 2003

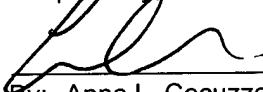
EXPRESS MAIL NO. EV323152784US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

MAILED BY Don Schepis

DATE August 21, 2003

Respectfully



By: Anna L. Cocuzzo

Attorney For Applicant(s)

Reg. No. 42,452

MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732) 594- 1273

Date: August 21, 2003

IN DUPLICATE